

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

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5 THE BANK OF NEW YORK MELLON, FKA  
6 THE BANK OF NEW YORK, AS TRUSTEE  
7 FOR THE CERTIFICATEHOLDERS OF THE  
8 CWALK, INC., ALTERNATIVE LOAN TRUST  
2006-OA6, New York Corporation,

9 Plaintiffs,

10 vs.

11 THE FOOTHILLS AT SOUTHERN  
12 HIGHLANDS HOMEOWNERS  
ASSOCIATION, *et al.*,

13 Defendants.

2:17-cv-01918-RFB-VCF  
**ORDER**

14 Before the court is Plaintiff's Ex Parte Motion to Correct Caption (ECF No. 39). Since this motion  
15 is filed as ex-parte, Defendants received no notice of the filing of instant motion through CM/ECF.  
16 Plaintiff has not provided the court with any reason to grant the relief on an *ex parte* basis.

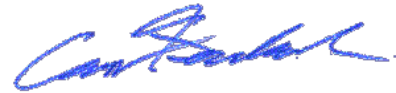
17 Pursuant to Local Rule IA 7-2(b), neither party nor an attorney for any party may make an *ex parte*  
18 communication with the court except as specifically permitted by the local rules or the Federal Rules of  
19 Civil Procedure. Here, Plaintiff has not given good cause or any compelling reason why the instant motion  
20 was submitted to the Court without notice to defendants.

21 Accordingly,

22 IT IS HEREBY ORDERED that Plaintiff's Ex Parte Motion to Correct Caption (ECF No. 39) will  
23 be briefed in the ordinary course.  
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1 The Clerk of Court is directed to remove the ex parte status on Plaintiff's Ex Parte Motion (ECF  
2 No. 39).

3 DATED this 25th day of September, 2018.

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6 CAM FERENBACH  
7 UNITED STATES MAGISTRATE JUDGE  
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